PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the app	olication of:)	
Richard L. Marks)	Group Art Unit: 2612
)	
)	Examiner: Wang, K
Application	No. 10/758,817)	
)	Docket No. SONYP031
Filed: January 16, 2004)	
)	Confirmation No. 2622
For: ME	THOD AND APPARATUS FOR)	
OPT	IMIZING CAPTURE DEVICE)	Date: April 14, 2009
SET	TINGS THROUGH DEPTH)	
INF	ORMATION)	

CERTIFICATE OF E-FILING

I hereby certify that this paper and the documents and/or fees referred to as attached herein are being electronically filed with the United States Postal Service on April 14, 2009.

/Kay Harlow/

AMENDMENT

BOX: Amendment Commissioner for Patents Alexandria, VA 22313-1450

Dear Sir:

Please consider the following amendment and accompanying remarks in this response to the Office Action dated January 14, 2009. The due date for response extends to April 14, 2009.

The listing of claims begins on page 2.

Remarks begin on page 12.